



**Town of Arlington, Massachusetts**  
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## Minutes 01/28/2013

**TOWN OF ARLINGTON**  
**BOARD OF SELECTMEN**  
**Meeting Minutes**  
**Monday, January 28, 2013**  
 7:15 p.m.

Present: Mr. Greeley, Chair, Mr. Dunn, Vice Chair, Mrs. Mahon, Mr. Byrne,  
 and Mr. Curro.

Also present: Mr. Chapdelaine, Ms. Rice and Mrs. Krepelka

1. Update: Selectmen Awards Committee  
 John W. Hurd, Committee Chair

Mr. Hurd updated the Board regarding the Selectmen Awards. Mr. Hurd stated they had several outstanding nominations and will present their nominations at the next meeting of the Board on Monday, February 11th. They are planning, with the Board's approval, to have the event during the month of May, 2013.

Mr. Greeley thanked the Committee for all their time and efforts that have been put into this event.

Mr. Dunn moved receipt of report.

SO VOTED (5-0)

### FOR APPROVAL

2. CONSENT AGENDA (one vote required for approval of all items)
  - a. Minutes of Meetings: December 3, 2012, January 7, 2013
  - b. For Approval: Chairful Where You Sit 2013, Jefferson Cutter House Lawn, 7/21-7/28  
 Adria Arch, Chair, Arlington Public Art
  - c. REAPPOINTMENTS  
 Arlington Historic District Commissions  
 Beth Cohen  
 Michael Logan  
 John Worden  
 (terms to expire 10/2015)  
 Stephen Makowka  
 (term to expire 8/2015)
  - d. Request: Contractor/Drainlayer License  
 BSI Engineering Inc., 100 Hallett Street, Boston, MA

Mr. Dunn moved approval.

SO VOTED (5-0)

3. MWRA Sewer Bond - \$396,000 - Vote and Execute Bond Certificates  
 Stephen Gilligan, Treasurer & Collector of Taxes  
 The Board of Selectmen voted the following:

VOTED: that the sale of the \$396,000 Sewer Bond of the Town dated February 25, 2013, to the Massachusetts Water Resources Authority (the "Authority"), as recommended by the Town Treasurer, is hereby approved and the Town Manager is authorized to execute on behalf of the Town a Loan Agreement and a Financial Assistance Agreement with the Authority with respect to the bond. The bond shall be payable without interest on February 15 of the years and in the principal amounts as follows:

## Year    Installment

2014	\$ 79,200
2015	79,200
2016	79,200
2017	79,200
2018	79,200

Further voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing vote.

Mr. Dunn moved approval.

SO VOTED (5-0)

## APPOINTMENTS

4. Appointments: Arlington Cultural Commission  
Nora Mann  
Scott Samenfeld  
(terms to expire 1/31/2014)

Roland Chaput  
Stephanie Marlin-Curiel  
(terms to expire 1/31/2015)

Adria Arch  
Barbara Costa  
(term to expire 1/31/2016)

Mr. Curro moved approval of Town Manager's appointments.

SO VOTED (5-0)

Mr. Curro requested that the Town Manager designate one Commissioner to convene the first meeting. Mr. Curro also moved to request that the Cultural Commission examine the policies and practices of other communities relating to outside performance artists and report back to the Board of Selectmen with recommendations as to how the Town might institute such a program in some of our under-utilized public spaces.

Mrs. Mahon moved approval.

SO VOTED (5-0)

Mrs. Mahon stated she looks forward to working with A-TED and the new appointees to the Arlington Cultural Commission.

- 5.. Appointment: Board of Library Trustees  
Adam Delmolino  
(term to expire 1/31/2016)

Mr. Dunn moved approval.

SO VOTED (5-0)

## LICENSES & PERMITS

6. Request: Class II License  
Jim Doherty d/b/a Menotomy Auto Sales, 1211 Massachusetts Avenue  
(tabled from 1/7/13 meeting)  
Mrs. Mahon moved approval.

SO VOTED (5-0)

## CITIZENS OPEN FORUM

Except in unusual circumstances, any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established. It should be noted that there is a three minute time limit to present a concern or request.

Richard Langone, 12 Swan Place, appeared before the Board regarding a Massachusetts Public Records request. He stated he wanted the record to show that he has no problem with Mrs. Krepelka, Mrs. Sullivan, Mrs. Reidy and the Police Dept. He stated that they have always been helpful and cooperative with any request he has made. He has three issues with the Police Department regarding Public Records Request:

1. Would like to know who it was that called to place the general parking complaint, the date of the complaint and what the actual complaint was.
2. Would like to have a copy of the downloaded data from the Parking Control Officer for the months of March 2012 through July 2012.
3. On August 10, 2012 he went to the police station to inquire about the signs being removed. The officer he spoke with read him the memo from the computer that addressed the sign issue. At the time he did not get a copy of what the officer was reading and would like a copy of that memo.

#### TRAFFIC RULES & ORDERS/OTHER BUSINESS

8. Request: One Space On Street Overnight Parking @ 106 Paul Revere Road  
Adlar Su

Mrs. Mahon moved conditional approval pending the purchase of a new vehicle. Mr. Su was advised to resubmit his petition if and when he purchases another vehicle. As soon as vehicle is purchased, he would be included on Agenda for the next Selectmen's Meeting.

Mr. Su asked the Board if they would once again review his wife's request for a "No Parking here to Corner Sign" posted on the telephone pole just prior to their driveway at 106 Paul Revere Road.

Mrs. Mahon moved to have Mr. Su's request tabled until the next meeting of the Board of Selectmen on February 11th

SO VOTED (5-0)

9. Request: One Space On Street Overnight Parking @ 41 Palmer Street  
Don Hughes  
Mrs. Mahon moved approval.

SO VOTED (5-0)

10. Requests: Forest Street On-Street Overnight Parking  
Two Spaces, Elizabeth O. Boudreau, 274 Forest Street  
One Space, Edward Braga, 281 Forest Street  
One Space, Lisa M. Peduto, 282 Forest Street  
Two Spaces, Paul M. McCarthy, 285 Forest Street  
One Space, Long Ma, 290 Forest Street  
One Space, Barbara Boudreau, 294 Forest Street  
One Space, Desmond Kelly, 295 Forest Street  
One Space, Kristin Chalmers, 306 Forest Street  
One Space, Charles Leigh Percival, 307 Forest Street  
One Space, Paul Bates, 324 Forest Street

The Board approved the following On Street Overnight Parking spaces on Forest Street:

One Space, Elizabeth O. Boudreau, 274 Forest Street  
Two Seasonal Spaces - Dec. 1st - April 1st, Edward Braga, 281 Forest Street  
One Space, Lisa M. Peduto, 282 Forest Street  
One Space, Long Ma, 290 Forest Street  
One Space, Barbara Boudreau, 294 Forest Street  
One Space, Desmond Kelly, 295 Forest Street  
One Space, Kristin Chalmers - (tabled 2-11-13 meeting)  
One Space, Paul Bates, 324 Forest Street

Kristin Chalmers, 306 Forest Street, stated she had a letter from a former Police Chief that on street parking would be allowed at her residence and that was one of reasons she bought her house. Mrs. Mahon advised her that there

is no documentation of the agreement and that is why Officer Rateau's recommendation not to grant the permit was approved. Mrs. Mahon told Ms. Chalmers to speak with Board Administrator Mrs. Krepelka and Officer Rateau to request an overnight permit if she meets the criteria.

Lisa Peduto, 282 Forest Street thanked the Board of Selectmen for all their time and effort in resolving this situation. She stated it has been a long few years and as a resident it's been very stressful with the whole parking issue.

#### 11. Requests: Swan Place On-Street Overnight Parking

One Space, John Cadman, 8 Swan Place  
 Two Spaces, Richard Langone, 12 Swan Place  
 Two Spaces, Chris Pavoni, 14 Swan Place  
 Two Spaces, Dawn Almeida, 16 Swan Place  
 One Space, Roberta Lasnik, 22 Swan Place  
 One Space, Jim Ballin, 30 Swan Place  
 One Space, Matthew Matheny, 34 Swan Place  
 One Space, Kendall Libby, 34 Swan Place

The following Swan Place residents were approved on -street overnight parking Permits.

One Space, John Cadman, 8 Swan Place  
 One Space, Richard Langone, 12 Swan Place  
 One Space, Chris Pavoni, 14 Swan Place  
 Two Spaces, Dawn Almeida, 16 Swan Place  
 One Space, Jim Ballin, 30 Swan Place  
 One Space, Kendall Libby, 34 Swan Place - (tabled until 2/11/13 meeting)

In addition to exempting these vehicles from the Town's on street overnight parking ban, the permits waive the two hour limit on street parking during the daytime.

Roberta Lasnik, 22 Swan Place, asked that she also be approved. She stated her landlord, although she does not own a car, often has guests stay overnight. She needs a permit so she can park on the street leaving the two parking spaces on the property at 22 Swan Place available for her landlord guests.

Mrs. Mahon stated she did not want to set a precedent to approve an overnight parking permit to accommodate guests.

Mr. Dunn agreed with Mrs. Mahon and asked Ms. Lasnik to talk to Officer Rateau and Mrs. Krepelka regarding this situation. Mr. Dunn feels this request should be based on hardship rather than a request for overnight parking as other applicants requested. Mr. Dunn stated that Ms. Lasnik is asking the Board to do the right thing for the wrong reason. If the Board approves this on the basis of giving the address an extra parking space, it sets a precedent for us that is very difficult. Mr. Dunn stated to let the Board figure out a right way to do this so it works with our policy.

Mr. Lasnik stated she would consult with Mrs. Krepelka on Tuesday and would come back to the Board at a later date.

#### 12. Discussion: Concerns re: Littering in Arlington

Maya Ginns, 17 Newport Street

Ms. Ginns expressed a growing concern regarding the amount of littering in the Town of Arlington and offered the following suggestions about possible interventions.

1. Increase in the number of trash cans in town.
2. A more systematic and perhaps a more frequent approach to street cleaning.
3. Holding businesses in town more accountable for keeping their outside area free of litter.
4. Making volunteer efforts to keep the town clean more transparent (such as listing on the town website) so that

others may participate.

5. Enlisting Arlington High School students to help in some of these efforts as part of their community service requirement.

Mr. Chapdelaine stated one obstacle to enhancing street cleaning is that the Department of Public Works has limited resources.

Mrs. Mahon stated that residents can use the Town website to log places where litter is a problem. Mrs. Mahon also suggested that Ms. Ginns contact the Arlington Chamber of Commerce and the School Committee to raise awareness of the problem and perhaps find cleanup volunteers.

Ms. Connolly, Director of Health and Human Services, in an e-mail to the Board stated that inspectors will be reminded to cite businesses and housing owners whose properties are not kept free of debris. The Board of Health currently regulates dumpsters in town by mandating that all dumpsters be closed and area free of debris. Complaints about specific businesses or buildings should be forwarded to her office for follow-up.

Mr. Curro stated that we have community clean-up days that are currently organized by various community groups, for example, Friends of Robbins Farm Park, Summer Street volunteers, DCR groups that reach out to volunteers and are regularly advertised through the Town website.

Mr. Byrne stated he appreciates Ms. Ginns bringing this subject up, but at some point it comes down to taking responsibility for your actions.

Mr. Greeley stated people should take pride in their own property and the Town's property.

Mr. Greeley thanked Ms. Ginns for bringing her concerns to the Board.

#### Correspondence Received

Debbie Avery-McBride Thank You for Memorial to Honor Be Rec'd  
and Family Tech. Sgt. Allen Jones Avery

Mrs. Mahon moved receipt of correspondence received.

SO VOTED (5-0)

#### 13. Discussion/Approval: Procedure for Responding to Requests for Executive Session Minutes

Juliana Rice, Town Counsel

The Board will review and approve executive session minutes twice annually and will do so within executive session.

Mrs. Mahon moved approval.

SO VOTED (5-0)

Executive Session: Public Records Request for April 11, 2011, Executive Session Minutes

(Executive Session to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements; G.L. c. 30A, sec 22(e))

#### New Business

Mr. Chapdelaine stated he attended the Massachusetts Municipal Association Conference over the weekend and attended a workshop on the Governor's Proposed Fiscal 2014 Budget.

Mr. Chapdelaine announced that the Massachusetts Municipal Association recognized the Town of Arlington with an award certificate for placing among the top three municipalities in Category 1 of the MAA's Annual Town Report Contest.

Mr. Chapdelaine stated there will be a meeting of the Long Range Planning Committee on Friday morning in his office.

Mr. Chapdelaine also stated that the tennis/sport flooring that Belmont Hill School donated to the Town of Arlington Recreation Department had a value of \$85,000. Mr. Chapdelaine will send a thank you note in behalf of the Town of Arlington.

Mrs. Mahon thanked the Town Manager for the "premium holiday" given to all active and retired employees who were enrolled in the GIC as of January 1, 2013. Mrs. Mahon stated that when the Town transitioned to the GIC, we no longer had the need to pay into the Health Claims Trust Fund. The money remaining in the Fund after the transition has been used to pay off outstanding claims that were incurred prior to the changeover. While the Town is still liable for outstanding claims through 2013 calendar year, there is enough money in the Fund to begin to spend down the surplus. The Town anticipates there will be up to two additional premium holidays.

Mr. Curro thanked Mr. Chapdelaine for attending the Youth Coalition Meeting regarding marijuana.

Mr. Byrne stated the Town Manager and Mr. Curro and himself attended the MLK celebration on Monday, January 21st at Town Hall. Mr. Byrne stated that the Committee did a tremendous job in planning the event.

Mrs. Mahon moved to convene in Executive Session at 9:30 p.m. to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements; G.L. c. 30A, sec. 22 (e)

The Board will come out of executive session only to take a public vote on said minutes.

Roll Call:

On Mrs. Mahon's motion:

Mr. Curro:       yes  
Mr. Dunn:       yes  
Mr. Greeley:    yes  
Mr. Byrne:       yes  
Mrs. Mahon:     yes

Mrs. Mahon made a motion to adjourn executive session.

SO VOTED (5-0)

Roll Call: On Mrs. Mahon motion.

Mr. Curro:       yes  
Mr. Dunn        yes  
Mr. Greeley:    yes  
Mr. Byrne:       yes  
Mrs. Mahon:     yes

The Board returned to open session at 9:45 p.m. in the Selectmen's chambers.

Mrs. Mahon moved to adjourn at 9:46 p.m.

SO VOTED (5-0)

A true record: Attest

Marie A. Krepelka  
Board Administrator

1/28/13

Agenda Item Documents Used

- 2 (a) Consent Agenda: Minutes of Meetings 12/03/12 and 1/07/13
- 2.(b) Approval: Chairful Where You Sit 2013, Jefferson Cutter House Lawn
- 2 (c) List of re-appointees to Arlington Historic District Commissions
- 2 (d) Request: Contractor/Drainlayer License - BSI Engineering Inc.
- 3. MWRA Sewer Bond - \$396,000 - vote and execute bond certificates
- 4. Appointments: Arlington Cultural Commission
- 5. Appointment: Board of Library Trustees
- 6.7.8.9.10.11.12.13. Request: Class 11 License-Jim Doherty d/b/a Menotomy Auto SalesRequest: On-Street Overnight Parking @ 106 Paul Revere RoadRequest: On-Street Overnight Parking @ 41 Palmer StreetRequests: Forest Street On-Street Overnight ParkingRequests: Swan Place On-Street Overnight ParkingConcerns regarding Littering in Arlington - Maya Ginns, 17 Newport StreetLetter from Debbie Avery-McBride & FamilyDiscussion/Approval -Procedure for Responding to Requests for Executive Session